IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 26923 of 1999

Between:

1 S. Venkata Swamy S/o. Mallaiah, Ad hoc Peon,
E.S.I. Corporation, Local Office, Sirpur Kagaznagar, Ramagundam, Karimnagar District.
2 M. Venkati S/o. Mallaiah, Ad hoc Peon,
E.S.I. Corporation, Local Office, Ramagundam, Karimnagar District.
3 K. Narayana Reddy S/o. Mohan Reddy, Ad hoc Peon,
E.S.I. Corporation, Local Office, Autonagar, Vijayawada, Krishna District.
4 G. Laxminarayana S/o. Rama Narsaiah, Ad hoc Peon,
E.S.I. Corporation Local Office, Vijayawada, Krishna District.
5 B. S.H.P. Krishna S/o. Hanumantha Rao, Peon,
E.S.I. Corporation, Regional Office, Adarshnagar, Hyderabad.
6 N. Venkat Swamy S/o. N. Mallaiah, Ad hoc Peon,
E.S.I. Corporation Regional Office, Adarshnagar, Hyderabad.
7 K. Kishan Rao S/o. K. Mallesha, Adhoc Peon,
E.S.I. Corporation Regional Office, Adarshnagar, Hyderabad.
8 B. Saibaba S/o. Babu Rao, Peon,
E.S.I. Corporation Regional Office, Adarshnagar, Hyderabad.
9 T. Vasanth Kumar S/o. Shivaram, Ad hoc Peon,
E.S.I. Corporation Local Office, Adoni, Kurnool District.
10 N. Venkatesham S/o. Meenaiah, Ad hoc Peon,
E.S.I. Corporation Local Office, Charminar, Hyderabad District.
11 P. Sailoo S/o. P. Narsimha, Ad hoc Peon,
E.S.I. Corporation Regional Office, Hyderabad.
12 K. Padma Rao S/o. K. Pochaiah, Ad hoc Peon,
E.S.I. Corporation Regional Office, Hyderabad.
13 G. Anjaneyulu S/o. G. Nageswar Rao, Ad hoc Peon,
E.S.I. Corporation Local Office, Thirupathi.
14 G. Vijaya Kumar S/.o. Rama Rao, Peon,
E.S.I. Corporation Local Office, Sambamurthy Nagar, Kakinada.
15 Mohd. Aziz Beig S/o. Yousuf Baig, Ad hoc Peon,

E.S.I. Corporation Local Office, Visakhapatnam.

16 J. Mohan Rao S/o. Musalayya, Peon,
E.S.I. Corporation Local Office, Chittivalasa.

17 K.S. Prasad Babu S/o. K. Appa Rao, Ad hoc Peon,
E.S.I. Corporation Local Office, Visakhapatnam.

18 T. Satyanarayana S/o. T. Seshaiah, Ad hoc Peon,
E.S.I. Corporation Local Office, Sriram Nagar, Garividi, Vizianagaram District.

19 S. Ramachander Rao S/o. S. Satyanarayana, Ad hoc Peon,
E.S.I. Corporation Local Office, Peddakakani, Guntur District.

20 P. Kamala Kumari S/o. Pentaiah, Ad hoc Peon,
E.S.I. Corporation Local Office, Benerjeepet, Eluru, W.G.District.

21 D. John S/o. Venkanna, Ad hoc Peon,
E.S.I. Corporation Local Office, Guntur District.

22 S. Subbarayudu S/o. Naganna, Peon,
E.S.I. Corporation Regional Office, Hyderabad.

23 K. Satyanarayana S/o. K. Ramaiah, Ad hoc Peon,
E.S.I. Corporation Local Office, Patancheruvu, Medak District.

24 P. Nagender Rao S/o. Subba Rao, Ad hoc Peon,
E.S.I. Corporation Local Office, Nellimarla.

25 K. Vijayarathnam S/o. Sundhara Rao, Peon,
E.S.I. Corporation Local Office, Vidyadharapuram,
Vijayawada.

..... PETITIONERS

AND

1 The Director General, Employees State Insurance Corporation
N E W D E L H I.

2 The Regional Director, Regional Office, E.S.I. Corporation,
Andhra Pradesh, 5-9-23, Hill Fort Road, Hyderabad - 500 463.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or Direction more particularly one in the nature of a Writ of Certiorari and call for the records relating to and connected with judgment of Hon'ble Central Administrative Tribunal, Hyderabad Bench, Hyderabad dated 27.7.1999 rendered in O.A.No. 90/98 and quash or set aside the same and consequently direct the respondent corporation to regularise the services of petitioners on and from the date of appointment with all consequential benefits.

Counsel for the Petitioners: MR.P.KISHORE RAO

Counsel for the Respondents: MR.VEMURIVENKATESWARA RAO

The Court made the following:

ORAL ORDER: (per GB.J.)

It is submitted by the learned counsel for the petitioners that the matter is covered by the decision of this Court in Writ Petition No.16557 of 1999, dated 25.3.2004.

2. Recording the above submission and following the judgment referred to above, this Writ Petition is disposed of directing the respondents to absorb the petitioners in the available Group 'D' posts. If sufficient vacancies are not available, as and when the vacancies arise the petitioners shall be absorbed in the said vacancies. No costs.

(G.BIKSHAPATHY, J.)

27th April, 2005.

(P.S.NARAYANA, J.)

SSR

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Director General, Employees State Insurance Corporation
N E W D E L H I.
2 The Regional Director, Regional Office, E.S.I. Corporation,
Andhra Pradesh, 5-9-23, Hill Fort Road, Hyderabad - 500 463.

3 The Registrar, Central Administrative Tribunal, Hyderabad.

4 2 CD copies

(Enclosed along with copy of the order dated 25.3.2004 made in WP.No.16557 of 1999)

*Form-NIC-OGS/WP{**MUK**}*